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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/798,629	03/11/2004	Douglas Harold Rollender	29250-002319/US	6663

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HARNESS, DICKEY & PIERCE, P.L.C.
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EXAMINER

TRAN, CONGVAN

ART UNIT	PAPER NUMBER
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2617

MAIL DATE	DELIVERY MODE
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03/28/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No.	Applicant(s)	
	10/798,629	ROLLENDER, DOUGLAS HAROLD	
	Examiner	Art Unit	
	CongVan Tran	2617	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 28 February 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-27 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-27 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>2/28/08</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on Feb. 28, 2008 has been entered.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-27 are rejected under 35 U.S.C. 102(e) as being anticipated by D'Evelyn et al. (7,251,312).

Regarding claims 1, 8, 11, 14, 18, and 22-23, D'Evelyn discloses a method and system for availing participants in a special number call event and others of information contained in a plurality of data stores, comprising:

receiving, at an emergency service entity, a wireless call back number from a mobile station controller serving the at least one wireless unit, the least one tag

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identifier (see fig.3, elements 224, 248, 124, col.7, line 44-col.8 line 3,col.15, lines 38-49);

receiving, at an emergency service entity, the least one tag identifier from a public safety answering point call center in response to the emergency call from the at least one wireless unit (see fig.3, element 124, 126, 244, col.15, line 47-col.16, line 13)

transmitting, from the emergency service entity, to the public safety answering point call center, the wireless call back number corresponding with the at least one tag identifier in response to receiving the at least one tag identifier (see fig.3, element 124, 126, col.16, lines 14-21).

Regarding claims 2, 9, 15, 19, D'Evelyn further discloses, wherein the at least one tag identifier comprises a reference key to a database (see col.9, lines 4-26).

Regarding claims 3, 25, D'Evelyn further discloses, wherein the database comprises at least one of an emergency call register and an emergency service message entity (see fig.3, elements 125, 124, col.9, lines 4-26).

Regarding claims 4, 10, 16, 20, 26-27, D'Evelyn further discloses wherein the at least one tag identifier corresponds with at least one of an emergency service routing key, a local public safety number, a paging identity and a mobile equipment identification number (see col.9, lines 4-26).

Regarding claim 5, 12-13, 21, 24, D'Evelyn further discloses wherein a public service answering point emergency call register receives the at least one tag identifier and transmits the wireless call back number over a network interface between a public

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service answering point emergency call register and the public service answering point call center (see fig.3, element 125 and 126).

Regarding claim 6, D'Evelyn further discloses, wherein the step of transmitting a wireless call back number comprises: transmitting location information associated with the at least one wireless unit, the location information corresponding with the at least one tag identifier (see col.15, line 47-col.16, line 13).

Regarding claim 7, D'Evelyn further discloses, wherein an emergency service message entity transmits the location information associated with the at least one wireless unit (see col.15, line 47-col.16, line 13).

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claim 8-10 are rejected under 35 U.S.C. 102(b) as being anticipated by Houde et al. (6, 128,481).

Regarding claim 8, Houde discloses a system and method of routing emergency services call in a radio telecommunications network, comprising:

transmitting to the emergency call register (46) and public safety answering point call center (48) at least one tag identifier (45) from a mobile switching center (43) associated with the at least one wireless unit in response to the emergency call from the at least one wireless unit (41) (see figs.3-4, col.3, lines 19-34).

Regarding claim 9, Houde further discloses, wherein the at least one tag identifier comprises a reference key (45) to the emergency call register (46) (see col.3, lines 19-23).

Regarding claim 10, Houde further discloses, wherein the at least one tag identifier corresponds with at least one of an emergency service routing key, a local public safety number, a paging identity and a mobile equipment identification number (see col.3, lines 19-23).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to CongVan Tran whose telephone number is 571-272-7871. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Appiah can be reached on 571-272-7904. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/CongVan Tran/
Primary Examiner, Art Unit 2617